

REMARKS**I. Status of the Claims:**

Applicant respectfully requests reconsideration of the instant application in view of the above amendments and the following remarks. Upon entry of this Amendment, Claims 43-46 are currently pending. By this Amendment, claims 43, 44 and 46 have been amended. Applicant believes that these changes introduce no new matter. Entry and consideration of this Amendment are respectfully requested.

II. Rejection Under 35 U.S.C. §102(e):

Claims 43-46 have been rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,470,085 to Uranaka et al. ("Uranaka"). Applicants respectfully request that this rejection be withdrawn for at least the following reasons.

Independent claim 43 is directed to an encrypted data transmitting method. This method transmits to a receiving side a key and a changing time to a next key. In addition, the method of claim 43 records a watching and listening time obtained by integrating the time until changing the key, and charges on the basis of the recorded watching and listening time. Independent claim 46, which is directed to a computer readable medium, recites features similar to those recited in claim 43.

In contrast, Uranaka merely discloses distributing an encrypted movie via an online system, recording a reproducing time, and charging in accordance with the reproducing time. Namely, Uranaka fails to disclose or suggest the features of encrypting data sequentially by using a plurality of keys, and calculating the watching and listening time by integrating the time until changing to the next key. Accordingly, the claimed invention is neither anticipated nor rendered obvious by Uranaka.

CONCLUSION

Based on the foregoing amendments and remarks, Applicant respectfully requests reconsideration and withdrawal of the rejection of claims and allowance of this application.

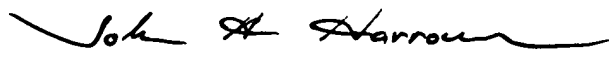
AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 13-4500, Order No. 1232-4396US1.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 1232-4396US1.

Respectfully submitted,
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